



General Assembly

January Session, 2007

**Proposed Bill No. 6801**

LCO No. 3291

Referred to Committee on General Law

Introduced by:  
REP. NAFIS, 27th Dist.

**AN ACT REQUIRING A CERTIFICATE OF MERIT IN A MALPRACTICE ACTION AGAINST A DESIGN PROFESSIONAL.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 That the general statutes be amended to require a plaintiff in a
- 2 design professional malpractice action to file a certificate of merit
- 3 executed by such plaintiff's expert that includes assertions as to the
- 4 facts upon which the expert bases his or her testimony and that the
- 5 defendant's act or omission constitutes a breach of the prevailing
- 6 standard of care for such design professional, and that the absence of
- 7 such certificate shall not be a curable defect and shall result in the
- 8 dismissal of such action by the court.

**Statement of Purpose:**

To require a plaintiff in a malpractice action against a design professional such as a land surveyor, engineer or architect to file a certificate of merit by an expert or have such action dismissed.